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## SOAH DOCKET NO. 473-20-4071.WS PUC DOCKET NO. 50788

| RATEPAYERS APPEAL OF THE    | * * * * | BEFORE THE STATE OFFICE    |
|-----------------------------|---------|----------------------------|
| BEFORE THE STATE OFFICE     |         | OF ADMINISTRATIVE HEARINGS |
| DECISION BY WINDERMERE OAKS |         |                            |
| WATER SUPPLY CORPORATION TO |         |                            |
| CHANGE WATER AND SEWER      |         |                            |
| RATES                       |         |                            |

## RATEPAYERS' MOTION FOR POSTPONEMENT OF PREHEARING CONFERENCE

TO THE HONORABLE CHRISTIAAN SIANO AND DANIEL WISEMAN, ADMINISTRATIVE LAW JUDGES:

THE REPRESENTATIVES OF THE RATEPAYERS OF WINDERMERE OAKS WATER SUPPLY CORPORATION ("Ratepayers") file this their MOTION FOR POSTPONEMENT of the prehearing conference set pursuant to SOAH Order No. 20 and would show as follows.

- 1. Pursuant to SOAH Order No. 20, the Administrative Law Judges have set a prehearing conference in this proceeding for August 24, 2022, at 10:00 a.m.
- 2. The trial in Cause No. 48292, styled *Ffrench et al. v. Friendship Homes & Hangars, LLC et al.* is scheduled to begin on August 22, 2022. Such trial setting has been on the Court's calendar for the better part of the past year. Efforts to resolve this dispute informally are ongoing, but no settlement has been reached.
- 3. If the case is not sooner resolved, the trial will commence on Monday, August 22, and will in all likelihood continue through the balance of the week. The undersigned is lead counsel of record for the Plaintiffs in Cause No. 48292 and will serve as lead counsel at trial.

Accordingly, as of this filing the undersigned is not available to participate in the prehearing conference scheduled for August 24, 2022.

- 4. Ratepayers require the assistance of their counsel to participate meaningfully in the prehearing conference.
  - 5. This motion is not sought for delay, but so that justice may be done.

WHEREFORE, Ratepayers respectfully request that the prehearing conference scheduled for August 24, 2022, be postponed and that they receive such other and further relief, at law or in equity, to which they may show themselves justly entitled.

Respectfully Submitted,

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## Certificate of Service

I hereby certify that, unless otherwise ordered by the Presiding Officer, notice of this filing was provided to all parties of record via electronic mail on August 11, 2022.

<u>/s/ Kathryn E. Allen</u> Kathryn E. Allen State Bar ID No. 01043100 kallen@keallenlaw.com

Attorneys for Ratepayers